

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Criminal Action No. 05-104-JJF
	:	
	:	
LEONARD GARNER,	:	
	:	
Defendant.	:	

**MOTION FOR CONTINUANCE OF CHANGE OF PLEA HEARING**

Defendant, Leonard Garner, by and through his undersigned counsel, Eleni Kousoulis, hereby moves this Court for an order re-scheduling the change of plea hearing in this case.

In support of the motion, the defense submits as follows:

1. A change of plea hearing is currently scheduled in the above-captioned matter for April 24, 2006, at 11:00 a.m.

2. Due to a personal conflict, defense counsel will not be available on April 24, 2006, and respectfully requests that the change of plea hearing be re-scheduled to another day.

3. Assistant U.S. Attorney Richard Andrews informed defense counsel that the government has no objection to the defense request for a continuance.

4. Defense counsel was informed by Your Honor's chambers that the Court has time available on April 28, 2006 at 1:00 p.m. in which to conduct this change of plea hearing and respectfully requests that Mr. Garner's change of plea hearing be re-scheduled for that date and time.

5. The defense agrees to waive any time, pursuant to the Speedy Trial Act, between now and the date of the re-scheduled hearing.

**WHEREFORE**, for these reasons and any other such reasons as shall appear to the Court, the defense respectfully requests that the Court re-schedule the change of plea hearing in this case to April 28, 2006 at 1:00 p.m.

Respectfully Submitted,

/s/ \_\_\_\_\_  
Eleni Kousoulis, Esquire  
Assistant Federal Public Defender  
First Federal Plaza  
704 King Street, Suite 110  
Wilmington, Delaware 19801  
Attorney for Defendant Leonard Garner

Dated: April 20, 2006

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Criminal Action No. 05-104-JJF
	:	
	:	
LEONARD GARNER,	:	
	:	
Defendant.	:	

**CERTIFICATE OF SERVICE**

Undersigned counsel certifies that a copy of Defendant's Motion for Continuance of Change of Plea Hearing is available for public viewing and downloading and was electronically delivered on April 20, 2006, to:

Beth Moskow-Schnoll, Esquire  
Assistant U.S. Attorney  
1007 Orange Street  
Suite 700, P.O. Box 2046  
Wilmington, DE 19899-2046

/s/ \_\_\_\_\_  
Eleni Kousoulis, Esquire  
Assistant Federal Public Defender  
704 King St., Suite 110  
Wilmington, Delaware 19801  
Attorney for Defendant Leonard Garner